

Minutes of a Special Meeting of the Common Council of the Town of Clarkdale Held on Tuesday, June 29, 2004 in the Men's Lounge, Clark Memorial Clubhouse, Clarkdale, Arizona

A Special meeting of the Common Council of the Town of Clarkdale was held on Tuesday, June 29, 2004 at 5:00 p.m. in the Men's Lounge, Clark Memorial Clubhouse, 19 North Ninth St., Clarkdale, Arizona.

Town Council:	Mayor	Doug Von Gausig
	Vice Mayor	Jerry Wiley
	Councilmember	Patricia Williams
		Rex Williams
		Frank Sa

Staff:	Town Attorney	Rob Pecharich
	Town Manager	Gayle Mabery
	Town Clerk	Joyce Driscoll
	Planning Director	Steven Brown

Others in attendance: Robyn Prud'homme-Bauer, Sandy and Chris Boothe, Ellie Bauer, Marsha Foutz, Reynold Radoccia, Robin Bonfield and others who did not sign in.

CALL TO ORDER - Mayor Von Gausig called the meeting to order at 5:03 p.m. and noted that all Councilmembers were present.

The council agreed to switch the order of the agenda items.

PUBLIC COMMENT - *David Leibforth*, 1480 Panorama Way, stated his greatest concern is the total lack of environmental impact in the discussion of the trade, which are potentially huge. He stated he hopes the town council indicates its concern regarding the environment.

CONSIDERATION OF THE TITLE II - VERDE RIVER BASIN PARTNERSHIP PROPOSED LEGISLATION. Discussion included the following issues:

1. Senators Kyle and McCain may not be in agreement on Title II regarding the Verde River Basin. Senator McCain is holding the Ruskin bill until this is addressed.
2. Senator McCain does not want to usurp any local control.
3. The document states that the Verde River is a federal river.
4. The N A M W U A has expressed its interest in keeping local control.
5. There is a draft of representation on partnership, but there are entities that are left out, such as the Yavapai Apache Nation.
6. If it becomes law, it will be one of the most important legislations affecting the Verde Valley.
7. Regarding the Basin area, Section 202.7 of the proposed bill, WAC and NAMWUA have a vested interest and are concerned about the federal government taking over local control. Language needs to be clear as to control issues.
8. What, if anything, should be added to the letter?
9. Section 205 C, regarding stated committee making recommendation, which some members would like to change to give the committee power. Municipalities are without any power in Arizona regarding water.
10. SRP and the tribes will have the most power because they have the most money.
12. Section 205 (C) (3) (B) contains the words "shall consider." There is still an "out" to go against the partnership's recommendation.

13. The water supply is in a desperate situation and there is no definitive information regarding our water supply.

14. The town could request that federal dollars be used to speed up the Water Advisory Committee study.

By unanimous consent the item was opened to public comment. **Robyn Prud'homme-Bauer**, 1750 Cholla Lane, agreed with many of the comment and concerns. She read an email she received, the author of the email stated that he/she was: excited about partnership discussed in Title II, this is the best opportunity to grow responsibly, that there is a lack of financial resources at state and local level to do a water study and to get this done we should work with federal government who has the money.

Sandy Boothe, 123 Sunset, stated O'Halleran has lost time and he set out from the beginning to change the water laws. Need everyone involved in the partnership including Jerome and the tribe. She questioned the meaning of the word "reserve" in section 205 (C) (3) (B). As a representative of the East Mingus Land Exchange Group, she stated that group would meet to discuss Title II.

Ellie Bauer, 1201 Main Street, stated that the federal government is 'us'. She stated that oil and electric are moved to where they are needed; it is time to do this with water as Europe and Asia. She stated Title II would be an opportunity to look at the limitations of the Colorado River.

Chris Boothe, 123 Sunset, stated the water situation has him worried, especially the water pressure. Councilmember R. Williams noted that private water companies do not have to provide fire level water pressure.

Marsha Foutz, 313 Main Street, stated she supports good science and the need for a water budget.

Mayor Von Gausig closed public comment.

RECONSIDERATION OF LAND EXCHANGE ACT – Consideration of the Town's position with regard to the Northern Arizona Land Exchange Act. Discussion included the following issues:

1. It is important to have a companion letter on Title II.
2. Position on second letter should come from NAMWUA.
3. Senator McCain sent a letter seeking input from cities and towns and NAMWUA.
4. Direction was to write in opposition to the trade, with three points, as follows:
 - 1) The Administrative process should be used.
 - 2) Water
 - 3) The land trade is in violation of Forest Service policy

It was the consensus of the council to send the first letter opposing the land trade, and to also include wording that a second letter would be sent regarding Title II.

Councilmember R. Williams moved to write a second letter to Senator McCain regarding Title II.
Councilmember Sa seconded.

Discussion included whether to come back with the letter on July 13th. Councilmember Sa removed his second. Councilmember R. Williams amended his motion adding that a draft letter come back to the council on July 13th. Councilmember Sa seconded. The motion passed unanimously.

ADJOURNMENT – With no further business before the Council and without objection, the meeting adjourned at 6:07 p.m.

APPROVED:

SUBMITTED:

Doug Von Gausig, Mayor

Joyce Driscoll, Town Clerk